

PROCLAMATION

BY THE

Governor of the State of Texas

41-1065

REPRODUCED FROM THE
HOLDINGS OF THE
TEXAS STATE ARCHIVES

TO ALL TO WHOM THESE PRESENTS SHALL COME:

I disapprove and veto Senate Bill 457 for the following reasons:

Article 1.13, Title 122a of the general tax statutes provides:

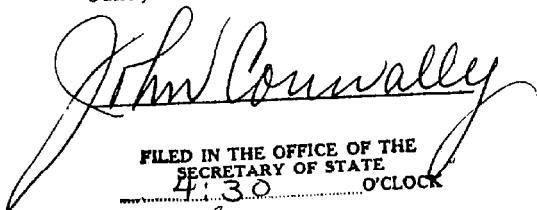
"Any payment, report, annual report, return, declaration, statement, or other document required by any provision of this Title which requires such payment, report, annual report, return, declaration, statement, or other document to be filed or made on or before a specific date, shall be deemed sufficiently complied with if said payment, report, annual report, return, declaration, statement, or document shall bear a postmark which is dated on or before the date required for such payment, report, annual report, return, declaration, statement, or document to be filed or made."

This bill would eliminate all penalties for late payments by requiring the Comptroller to accept an affidavit that the payment was delivered to the post office by the required time. This would exempt not only late payments, it would apply to payments never received by the Comptroller. It would make impossible any actions to determine the status of a taxpayer until the Comptroller asks such taxpayer for an affidavit. There would be no limit on how many affidavits could be made on any tax payment. This bill would have the effect of abolishing the present requirements of due dates on franchise taxes.

It is contrary to sound tax administration and offers a "loophole" to one of the state's larger revenue sources.

Senate Bill 457 was received in the Governor's Office less than ten (10) days prior to the adjournment of the Regular Session of the Fifty-ninth Legislature, and in accordance with Article IV, Section 14 of the Constitution of Texas, the Bill, together with this Proclamation, is filed with the Secretary of State.


IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of State to be affixed hereto at Austin this 18 day of June, 1965.

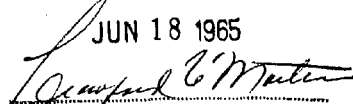


FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:30 O'CLOCK

JUN 18 1965

By the Governor:


Secretary of State


Secretary of State